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2 UNITED STATES DISTRICT COURT
3 WESTERN DISTRICT OF WASHINGTON
4 AT TACOMA

5 NICHOLAS J. CENCICH,
6 Petitioner,
7 v.
8 MAGGIE MILLER-STOUT,
9 Respondent.

CASE NO. C10-5164 BHS
ORDER ADOPTING REPORT
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation (“R&R”)
11 of the Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 40. The
12 Court having considered the R&R and the remaining record, and no objections having
13 been filed, does hereby find and order as follows:

14 (1) The R&R is **ADOPTED**;
15 (2) Petitioner’s petition for habeas corpus (Dkt. 7) is **DENIED**;
16 (3) A certificate of appealability is **DENIED**; and
17 (4) This case is closed.

18 Dated this 25th day of September, 2012.

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22 BENJAMIN H. SETTLE
 United States District Judge